

GREENBERG TRAURIG, LLP

Rebekah S. Guyon (SBN 291037)

GuyonR@gtlaw.com

Laura Lacarcel (SBN 340783)

laura.lacarcel@gtlaw.com

1840 Century Park East, Suite 1900

Los Angeles, CA 90067

Telephone: (310) 586-7700

Facsimile: (310) 586-7800

Attorneys for specially appearing defendant

Wolverine World Wide, Inc.

**UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA**

MARIELITA PALACIOS, individually
and on behalf of all others similarly
situated,

Plaintiff,

v.

WOLVERINE WORLD WIDE, INC., a
Delaware company d/b/a/
WWW.ONLINESHOES.COM,

Defendant.

CASE NO. 2:24-cv-00288-WLH-SSC

Assigned to Hon. Wesley L. Hsu

**STIPULATION TO CONTINUE THE
RULE 26(f) SCHEDULING
CONFERENCE AND RELATED
DEADLINES**

*[Declaration of Rebekah S. Guyon;
Proposed Order filed concurrently]*

Action Filed: Dec. 4, 2023

Action Removed: Jan. 11, 2024

1 Pursuant to Local Rules 7-1 and 7-3, Plaintiff Marielita Palacios (“Plaintiff”) and
2 Defendant Wolverine World Wide, Inc. (“Defendant” or “Wolverine”) hereby stipulate to
3 continue the Rule 26(f) Scheduling Conference.

4 The parties, by and through their respective counsel, stipulate and agree as follows:

5 WHEREAS, Plaintiff filed her Complaint in the Superior Court of Los Angeles for
6 the State of California on December 4, 2023, which Defendant removed on January 11,
7 2024 (Dkt. No. 1);

8 WHEREAS, after Defendant moved to dismiss the Complaint on January 18, 2024
9 (Dkt. No. 8), Plaintiff amended her pleading and filed the First Amended Complaint
10 (“FAC”) on January 25, 2024 (Dkt. No. 10);

11 WHEREAS, on February 8, 2024 Defendant filed its Motion to Dismiss the First
12 Amended Complaint (Dkt. No. 13) (“Motion”) which is fully dispositive of all claims
13 alleged in the FAC, and the hearing on the Motion is set for March 15, 2024;

14 WHEREAS, briefing on the Motion is complete;

15 WHEREAS, on February 12, 2024, this Court set the Rule 26(f) Scheduling
16 Conference for March 29, 2024 at 1:00 p.m. (Dkt. No. 16);

17 WHEREAS, lead counsel for Defendant, Rebekah S. Guyon, is also counsel of
18 record for 23andMe, Inc., in a putative multidistrict litigation (“MDL”), *In re 23andMe,*
19 *Inc., Customer Data Security Breach*, MDL No. 3098, in which the Judicial Panel on
20 Multidistrict Litigation (“JPML Panel”) only scheduled a hearing on February 16, 2024 for
21 23andMe’s MDL petition, even though 23andMe moved for MDL consolidation and
22 transfer on December 21, 2023. The JPML Panel set the MDL hearing for March 28, 2024,
23 in person in Charleston, South Carolina;

24 WHEREAS, it is uncertain whether Lead Counsel for Defendant will be able to
25 return to Los Angeles in time for the Rule 26(f) Scheduling Conference on March 29, 2024,
26 because there are no non-stop flights from Charleston to Los Angeles, and it is unclear how
27 long oral argument will last before the JPML on March 28, as MDL No. 3098 is not the
28 only matter set for oral argument before the JPML Panel on that date;

1 WHEREAS, in light of the apparently conflicting JPML hearing set for March 28,
2 and the fully-dispositive nature of Defendant's motion to dismiss, counsel for the parties
3 have met and conferred and agreed to stipulate to a continuance of the Rule 26(f)
4 Scheduling Conference and all deadlines related thereto, subject to the Court's approval,
5 until twenty-one (21) days after the Court rules on Defendant's motion to dismiss;

6 WHEREAS, the stipulated continuance will not impact any other dates set by the
7 Court.

8 NOW THEREFORE, PLAINTIFF AND DEFENDANT HEREBY STIPULATE
9 that the Rule 26(f) Scheduling Conference shall be continued to a date twenty-one (21)
10 days after this Court's ruling on the Motion, with all deadlines related to the Rule 26(f)
11 Scheduling Conference continued accordingly.
12
13
14
15

16 **IT IS SO STIPULATED.**

17 DATED: March 8, 2024

GREENBERG TRAURIG, LLP

18
19 By /s/ Rebekah S. Guyon

20 Rebekah S. Guyon

21 Attorneys for Defendant

22 WOLVERINE WORLD WIDE, INC.
23

24 DATED: March 8, 2024

PACIFIC TRIAL ATTORNEYS APC

25 By /s/ Scott J. Ferrell

26 Scott J. Ferrell

27 Attorneys for Plaintiff

28 MARIELITA PALACIOS

ATTORNEY ATTESTATION

Pursuant to Civil Local Rule 5-4.3.4(a)(2)(i), I, Rebekah S. Guyon, hereby attest that all other signatories listed, and on whose behalf this filing is submitted, concur in the filing's content and have authorized this filing.

DATED: March 8, 2024

GREENBERG TRAURIG, LLP

By /s/ Rebekah S. Guyon

Rebekah S. Guyon